

The Gazette



of India

EXTRAORDINARY

PART II—Section 3—Sub-section (i)

PUBLISHED BY AUTHORITY

No. 194] NEW DELHI, FRIDAY, DECEMBER 18, 1964/AGRAHAYANA 27, 1886

Separate paging is given to this Part in order that it may be filed
as a separate compilation

MINISTRY OF FOOD AND AGRICULTURE

(Department of Food)

ORDER

New Delhi, the 18th December, 1964

G.S.R. 1811.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (19 of 1955), the Central Government hereby makes the following Order, namely:—

1. **Short title, extent and commencement.**—(1) This Order may be called the Madhya Pradesh Coarse Grains (Export Control) Order, 1964.

(2) It extends to the whole of the State of Madhya Pradesh.

(3) It shall come into force at once.

2. **Definitions.**—In this Order, unless the context otherwise requires,—

(a) "border area" means the area inside the State of Madhya Pradesh falling within a five-mile belt all along the border of that State adjoining the States of Rajasthan, Uttar Pradesh, Bihar, Orissa, Andhra Pradesh, Maharashtra and Gujarat;

(b) "coarse grains" means any of the coarse grains specified in the Schedule below;

(c) "export" means to take or cause to be taken from any place within the State of Madhya Pradesh to any place outside it;

(d) "State Government" means the Government of the State of Madhya Pradesh.

3. **Restrictions on export of coarse grains.**—No person shall export or attempt to export or abet the export of coarse grains except under and in accordance with a permit issued by the Central Government, or the State Government or by any officer authorized in that behalf by the Central Government or, as the case may be, by the State Government:

Provided that nothing contained in this clause shall apply to the export of coarse grains—

(i) not exceeding five Kilograms in weight in the aggregate by a bona fide traveller as part of his luggage; or

(ii) on Government account; or

(iii) under and in accordance with Military Credit Notes.

4. Restrictions on transport of coarse grains to or within the border area.—No person shall transport, attempt to transport or abet the transport of coarse grains—

- (a) to any place in the border area from any place outside that area; or
- (b) from any place in the border area to any other place in that area, except under and in accordance with a permit issued by the Central Government or by the State Government or by any officer authorized in that behalf by the Central Government or, as the case may be, by the State Government:

Provided that nothing contained herein shall apply to the transport of coarse grains—

- (i) on Government account; or
- (ii) under and in accordance with Military Credit Notes; or
- (iii) within the same town or village in the border area; or
- (iv) from a village in the border area to the nearest grain market (mandi) in the State of Madhya Pradesh whether such market is within or outside the border area; or
- (v) not exceeding twenty Kilograms in weight in the aggregate at one time by a *bona fide* resident of the border area for domestic consumption; or
- (vi) not exceeding five Kilograms in weight in the aggregate by a *bona fide* traveller as part of his luggage.

5. Powers of entry, search, seizure, etc.—Any Police Officer not below the rank of Head Constable and any other person authorized in this behalf by the State Government may with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with,—

- (i) stop and search or authorize any person to stop and search any person, boat, motor or any vehicle or receptacle used or intended to be used for the export or transport of any coarse grains;
- (ii) enter and search and authorize any person to enter and search any place;
- (iii) seize or authorize the seizure of any article in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such article is found or the animals, vehicles, vessels, boats or conveyances used in carrying such articles and thereafter take or authorize the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be, apply to searches and seizure under this clause.

THE SCHEDULE

[See clause 2(b)]

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| 1. Jowar | } | including their products. |
| 2. Bajra | | |
| 3. Maize | | |

[No. 204(MP) (5)/766/64-PY.II.]

KRISHAN CHAND, Addl. Secy.